

**REVIEW FOR APPLICABILITY OF/COMPLIANCE WITH
ORDINANCES/POLICIES**

**FOR PURPOSES OF CONSIDERATION OF
San Diego County Investors Otay Environmental Subdivision, TPM 21090**

April 24, 2008

I. HABITAT LOSS PERMIT ORDINANCE – Does the proposed project conform to the Habitat Loss Permit/Coastal Sage Scrub Ordinance findings?

YES
☐

NO
☐

NOT APPLICABLE/EXEMPT
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Discussion:

The proposed project and any off-site improvements are located within the boundaries of the Multiple Species Conservation Program. Therefore, conformance to the Habitat Loss Permit/Coastal Sage Scrub Ordinance findings is not required.

II. MSCP/BMO - Does the proposed project conform to the Multiple Species Conservation Program and Biological Mitigation Ordinance?

YES
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NO
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NOT APPLICABLE/EXEMPT
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Discussion:

The proposed project and any off-site improvements related to the proposed project are within the boundaries of the Multiple Species Conservation Program. The project conforms with the Multiple Species Conservation Program and the Biological Mitigation Ordinance as discussed in the MSCP Findings dated April 17, 2008.

III. GROUNDWATER ORDINANCE - Does the project comply with the requirements of the San Diego County Groundwater Ordinance?

YES
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NO
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NOT APPLICABLE/EXEMPT
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Discussion:

The project will not use groundwater for any use, including irrigation or domestic supply.

IV. RESOURCE PROTECTION ORDINANCE - Does the project comply with:

The wetland and wetland buffer regulations
(Article IV, Sections 1 & 2) of the Resource
Protection Ordinance?

YES
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NO
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NOT APPLICABLE/EXEMPT
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The Floodways and Floodplain Fringe section
(Article IV, Section 3) of the Resource Protection
Ordinance?

YES
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NO
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NOT APPLICABLE/EXEMPT
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The Steep Slope section (Article IV, Section 5)?

YES
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NO
☐

NOT APPLICABLE/EXEMPT
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The Sensitive Habitat Lands section (Article IV,
Section 6) of the Resource Protection Ordinance?

YES
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NO
☐

NOT APPLICABLE/EXEMPT
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The Significant Prehistoric and Historic Sites
section (Article IV, Section 7) of the Resource
Protection Ordinance?

YES
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NO
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NOT APPLICABLE/EXEMPT
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Discussion:

This project is exempt from the RPO under SEC. 86.605 (i) because the site is located in Otay Ranch and is consistent with the Comprehensive Resource Management and Protection Program for Otay Ranch as adopted by the Board of Supervisors.

V. STORMWATER ORDINANCE (WPO) - Does the project comply with the County of San Diego Watershed Protection, Stormwater Management and Discharge Control Ordinance (WPO)?

YES
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NO
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NOT APPLICABLE
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Yes – The project Storm Water Management Plan received November 20, 2007 was reviewed for this project and appears to be complete and in compliance with the WPO.

VI. NOISE ORDINANCE – Does the project comply with the County of San Diego Noise Element of the General Plan and the County of San Diego Noise Ordinance?

YES
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NO
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NOT APPLICABLE
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Discussion:

The proposal would not expose people to nor generate potentially significant noise levels which exceed the allowable limits of the County of San Diego Noise Element of the General Plan, County of San Diego Noise Ordinance, and other applicable local, State, and Federal noise control regulations.

The site does not propose any development and will leave the entire site in perpetuity as open space with the intended use of setting up mitigation land.